

ARNOLD & PORTER



May 31, 2002

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JUN 04 2002

TECH CENTER 1600/2900

Commissioner for Patents
Washington, D.C. 20231

Re: U.S. Patent Application No. 09/667,188
Filed: September 21, 2000
For: **Nucleic Acid Molecules and Other Molecules Associated with Plants**
Inventors: Scott E. ANDERSEN *et al.*
Our Ref: 16517.001/38-21(51464)B

Sir:

Transmitted herewith are the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. Response to Restriction Requirement; and
2. Return postcard.

Please stamp the attached postcard with the filing date of these documents and return it to our courier.

Applicants do not believe that any fees are due in conjunction with this filing. If, however, any fees are required, including any extension of time fees necessary to prevent abandonment of this application, then such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and the Commissioner is hereby authorized to charge any fee deficiency and/or credit any overpayment to our Deposit Account No. 50-1824, referencing matter number 16517.001/38-21(51464)B.

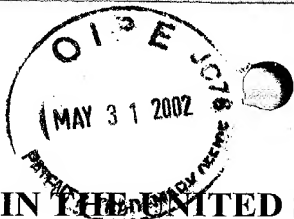
Respectfully submitted,

David R. Marsh (Reg. No. 41,408)

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Attachments



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/2900

In re Patent Application of:

Scott E. ANDERSEN *et al.*

Appl. No.: 09/667,188

Filed: September 21, 2000

For: **Nucleic Acid Molecules and Other
Molecules Associated with Plants**

Art Unit: 1634

Examiner: D. R. GUNTER

Atty. Docket: 16517.001/38-21(51464)B

Response to Restriction Requirement

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed May 15, 2002 (Paper Number 7), Applicants submit the following amendments and remarks.

REMARKS

The application presently contains claims 1-10. In the Office Action dated May 15, 2002, the Examiner required restriction to one of the following inventions under 35 U.S.C. § 121:

Group I: Claims 1-2, drawn to a purified nucleic acid molecule selected from the group consisting of SEQ ID NOs: 1-8135, classified in class 536, subclass 22.1.

Group II: Claim 3, drawn to a purified wheat protein encoded by a nucleic acid sequence selected from the group consisting of SEQ ID NOs: 1-8135, classified in class 530, subclass 350.

Group III: Claims 4-10, drawn to a transformed plant, classified in class 800, subclass 278.